

AMENDED IN ASSEMBLY MAY 11, 2016

AMENDED IN ASSEMBLY APRIL 4, 2016

AMENDED IN ASSEMBLY MARCH 18, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

## ASSEMBLY BILL

**No. 2602**

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**Introduced by Assembly Member Gatto**

February 19, 2016

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An act to *add Section 734 to the Business and Professions Code, and to amend Sections ~~4461 and 22511.55~~ 4461, 4463, 22511.55, and 22511.6* of, to *amend, repeal, and add Section ~~22511.551 to, 22511.5~~ of, and to repeal and add Section ~~22511.5 of, 22511.551 to,~~ the Vehicle Code, relating to vehicles.*

### LEGISLATIVE COUNSEL'S DIGEST

AB 2602, as amended, Gatto. Disabled parking placards.

Existing law authorizes a disabled person or disabled veteran to apply to the Department of Motor Vehicles (DMV) for the issuance of a distinguishing license plate or placard that entitles the person or veteran to various privileges, including parking in spaces designated for owners of those license plates and placards, parking for unlimited periods in a restricted zone, as specified, and parking in metered spaces without paying parking meter fees.

~~This~~

*Commencing January 1, 2018, this bill would delete the authority of a disabled person or disabled veteran who has been issued a placard as described above to park for an unlimited period in restricted zones and to park in metered spaces without paying parking meter fees. The bill would also bill, commencing January 1, 2018, instead, would*

authorize specified disabled persons and disabled veterans to apply for a free-parking sticker, which, when properly affixed to the distinguishing placard, additionally free-parking status, as specified, which would authorize the owner person to park in any metered parking space, as defined, specified metered and unmetered parking spaces without being required to pay fees and for an unlimited period of time. The bill would require the department, commencing January 1, 2017, to begin to notify existing holders of a disabled driver placard of these changes to the disabled persons parking program, as specified.

*This bill would require an applicant to provide certification of his or her disability by a physician and surgeon, nurse practitioner, certified nurse midwife, physician assistant, chiropractor, or optometrist, as specified. To knowingly provide a false disability certification for a disabled parking placard, or a free-parking sticker, emblem, or other indicia of free-parking status, would constitute unprofessional conduct and grounds for disciplinary action for any person regulated under specified provisions of law.*

Under existing law, a person to whom a disabled person placard has been issued is prohibited from various acts, ~~including~~ including, but not limited to, lending the placard to another person and person, knowingly permitting use for parking purposes of the placard by one not entitled to it, it, or forgery, counterfeiting, or sale of the placard. Existing law also prohibits a person from displaying a placard that was not issued to him or her or that has been canceled or revoked. These acts are subject to the issuance of a notice of parking violation imposing a civil penalty, as prescribed, and constitute a misdemeanor punishable by a specified fine, imprisonment in the county jail, or both the fine and imprisonment.

This bill would extend the above penalty provisions to acts involving misuse including, but not limited to, forging, misuse, counterfeiting, or sale of a free-parking ~~sticker~~. sticker, emblem, or other indicia of free-parking status issued by the department. The bill also would require an application for free-parking status under the bill to be signed under penalty of perjury. The bill would make those provisions operative January 1, 2018. By creating new crimes, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1     *SECTION 1. Section 734 is added to the Business and*  
2     *Professions Code, to read:*

3     734. *To knowingly provide a false certification under*  
4     *subdivision (b) of Section 22511.55 of, or subdivision (c) of Section*  
5     *22511.551 of, the Vehicle Code is unprofessional conduct and*  
6     *grounds for disciplinary action for any physician and surgeon,*  
7     *nurse practitioner, certified nurse midwife, physician assistant,*  
8     *chiropractor, or optometrist regulated under this division or under*  
9     *any initiative act referred to in this division.*

10    ~~SECTION 1.~~

11    *SEC. 2. Section 4461 of the Vehicle Code is amended to read:*

12    4461. (a) A person shall not lend a certificate of ownership,  
13    registration card, license plate, special plate, validation tab, or  
14    permit issued to him or her if the person desiring to borrow it would  
15    not be entitled to its use, and a person shall not knowingly permit  
16    its use by one not entitled to it.

17    (b) A person to whom a disabled person ~~placard or sticker~~  
18    ~~placard, or, commencing January 1, 2018, a free-parking sticker,~~  
19    ~~emblem, or other indicia of free-parking status,~~ has been issued  
20    shall not lend the placard or ~~sticker~~ *free-parking sticker, emblem,*  
21    ~~or other indicia of free-parking status~~ to another person, and a  
22    disabled person shall not knowingly permit the use for parking  
23    purposes of the placard, ~~sticker,~~ *free-parking sticker, emblem, or*  
24    ~~other indicia of free-parking status,~~ or identification license plate  
25    issued pursuant to Section 5007 by one not entitled to it. A person  
26    to whom a disabled person placard or ~~sticker~~ *free-parking sticker,*  
27    ~~emblem, or other indicia of free-parking status~~ has been issued  
28    may permit another person to use the placard *or free-parking*  
29    ~~sticker, emblem, or other indicia of free-parking status~~ only while  
30    in the presence or reasonable proximity of the disabled person for  
31    the purpose of transporting the disabled person. A violation of this  
32    subdivision is subject to the issuance of a notice of parking  
33    violation imposing a civil penalty of not less than two hundred

1 fifty dollars (\$250) and not more than one thousand dollars  
2 (\$1,000), for which enforcement shall be governed by the  
3 procedures set forth in Article 3 (commencing with Section 40200)  
4 of Chapter 1 of Division 17 or is a misdemeanor punishable by a  
5 fine of not less than two hundred fifty dollars (\$250) and not more  
6 than one thousand dollars (\$1,000), imprisonment in the county  
7 jail for not more than six months, or both that fine and  
8 imprisonment.

9 (c) Except for the purpose of transporting a disabled person as  
10 specified in subdivision (b), a person shall not display a disabled  
11 ~~person placard or sticker~~ *placard, or, commencing January 1,*  
12 *2018, a free-parking sticker, emblem, or other indicia of*  
13 *free-parking status*, that was not issued to him or her or that has  
14 been canceled or revoked pursuant to Section 22511.6. A violation  
15 of this subdivision is subject to the issuance of a notice of parking  
16 violation imposing a civil penalty of not less than two hundred  
17 fifty dollars (\$250) and not more than one thousand dollars  
18 (\$1,000), for which enforcement shall be governed by the  
19 procedures set forth in Article 3 (commencing with Section 40200)  
20 of Chapter 1 of Division 17 or is a misdemeanor punishable by a  
21 fine of not less than two hundred fifty dollars (\$250) and not more  
22 than one thousand dollars (\$1,000), imprisonment in the county  
23 jail for not more than six months, or both that fine and  
24 imprisonment.

25 (d) Notwithstanding subdivisions (a), (b), and (c), a person using  
26 a vehicle displaying a special identification license plate issued to  
27 another pursuant to Section 5007 shall not park in those parking  
28 stalls or spaces designated for disabled persons pursuant to Section  
29 22511.7 or 22511.8, unless transporting a disabled person. A  
30 violation of this subdivision is subject to the issuance of a notice  
31 of parking violation imposing a civil penalty of not less than two  
32 hundred fifty dollars (\$250) and not more than one thousand dollars  
33 (\$1,000), for which enforcement shall be governed by the  
34 procedures set forth in Article 3 (commencing with Section 40200)  
35 of Chapter 1 of Division 17 or is a misdemeanor punishable by a  
36 fine of not less than two hundred fifty dollars (\$250) and not more  
37 than one thousand dollars (\$1,000), imprisonment in the county  
38 jail for not more than six months, or both that fine and  
39 imprisonment.

(e) For the purposes of subdivisions (b) and (c), “disabled person placard” means a placard issued pursuant to Section 22511.55 or 22511.59, and ~~“sticker” means a free-parking sticker issued~~ *“free-parking sticker, emblem, or other indicia of free-parking status” designates a sticker, emblem, or other indicia of that status issued by the department* pursuant to Section 22511.551.

SEC. 3. Section 4463 of the Vehicle Code is amended to read:

4463. (a) A person who, with intent to prejudice, damage, or defraud, commits any of the following acts is guilty of a felony and upon conviction thereof shall be punished by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for 16 months or two or three years, or by imprisonment in a county jail for not more than one year:

(1) Alters, forges, counterfeits, or falsifies a certificate of ownership, registration card, certificate, license, license plate, device issued pursuant to Section 4853, special plate, or permit provided for by this code or a comparable certificate of ownership, registration card, certificate, license, license plate, device comparable to that issued pursuant to Section 4853, special plate, or permit provided for by a foreign jurisdiction, or alters, forges, counterfeits, or falsifies the document, device, or plate with intent to represent it as issued by the department, or alters, forges, counterfeits, or falsifies with fraudulent intent an endorsement of transfer on a certificate of ownership or other document evidencing ownership, or with fraudulent intent displays or causes or permits to be displayed or have in his or her possession a blank, incomplete, canceled, suspended, revoked, altered, forged, counterfeit, or false certificate of ownership, registration card, certificate, license, license plate, device issued pursuant to Section 4853, special plate, or permit.

(2) Utters, publishes, passes, or attempts to pass, as true and genuine, a false, altered, forged, or counterfeited matter listed in paragraph (1) knowing it to be false, altered, forged, or counterfeited.

(b) A person who, with intent to prejudice, damage, or defraud, commits any of the following acts is guilty of a misdemeanor, and upon conviction thereof shall be punished by imprisonment in a county jail for six months, a fine of not less than five hundred dollars (\$500) and not more than one thousand dollars (\$1,000),

1 or both that fine and imprisonment, which penalty shall not be  
2 suspended:

3 (1) Forges, counterfeits, or falsifies a disabled person placard  
4 or a comparable placard relating to parking privileges for disabled  
5 persons provided for by a foreign jurisdiction, or forges,  
6 counterfeits, or falsifies a disabled person ~~placard~~ placard, or,  
7 *commencing January 1, 2018, a free-parking sticker, emblem, or*  
8 *other indicia of free-parking status*, with intent to represent it as  
9 issued by the department.

10 (2) Passes, or attempts to pass, as true and genuine, a false,  
11 forged, or counterfeit disabled person ~~placard~~ placard, or,  
12 *commencing January 1, 2018, a free-parking sticker, emblem, or*  
13 *other indicia of free-parking status*, knowing it to be false, forged,  
14 or counterfeited.

15 (3) Acquires, possesses, sells, or offers for sale a genuine or  
16 counterfeit disabled person ~~placard~~ placard, or, *commencing*  
17 *January 1, 2018, a free-parking sticker, emblem, or other indicia*  
18 *of free-parking status*.

19 (c) A person who, with fraudulent intent, displays or causes or  
20 permits to be displayed a forged, counterfeit, or false disabled  
21 person placard, or, *commencing January 1, 2018, a free-parking*  
22 *sticker, emblem, or other indicia of free-parking status*, is subject  
23 to the issuance of a notice of parking violation imposing a civil  
24 penalty of not less than two hundred fifty dollars (\$250) and not  
25 more than one thousand dollars (\$1,000), for which enforcement  
26 shall be governed by the procedures set forth in Article 3  
27 (commencing with Section 40200) of Chapter 1 of Division 17 or  
28 is guilty of a misdemeanor punishable by imprisonment in a county  
29 jail for six months, a fine of not less than two hundred fifty dollars  
30 (\$250) and not more than one thousand dollars (\$1,000), or both  
31 that fine and imprisonment, which penalty shall not be suspended.

32 (d) For purposes of subdivision (b) or (c), “disabled person  
33 placard” means a placard issued pursuant to Section 22511.55 or  
34 22511.59. *“Free-parking sticker, emblem, or other indicia of*  
35 *free-parking status” indicates a free-parking sticker, emblem, or*  
36 *other indicia of that status issued by the department pursuant to*  
37 *Section 22511.551.*

38 (e) A person who, with intent to prejudice, damage, or defraud,  
39 commits any of the following acts is guilty of an infraction, and  
40 upon conviction thereof shall be punished by a fine of not less than

1 one hundred dollars (\$100) and not more than two hundred fifty  
2 dollars (\$250) for a first offense, not less than two hundred fifty  
3 dollars (\$250) and not more than five hundred dollars (\$500) for  
4 a second offense, and not less than five hundred dollars (\$500)  
5 and not more than one thousand dollars (\$1,000) for a third or  
6 subsequent offense, which penalty shall not be suspended:

7 (1) Forges, counterfeits, or falsifies a Clean Air Sticker or a  
8 comparable clean air sticker relating to high occupancy vehicle  
9 lane privileges provided for by a foreign jurisdiction, or forges,  
10 counterfeits, or falsifies a Clean Air Sticker with intent to represent  
11 it as issued by the department.

12 (2) Passes, or attempts to pass, as true and genuine, a false,  
13 forged, or counterfeit Clean Air Sticker knowing it to be false,  
14 forged, or counterfeited.

15 (3) Acquires, possesses, sells, or offers for sale a counterfeit  
16 Clean Air Sticker.

17 (4) Acquires, possesses, sells, or offers for sale a genuine Clean  
18 Air Sticker separate from the vehicle for which the department  
19 issued that sticker.

20 (f) As used in this section, "Clean Air Sticker" means a label  
21 or decal issued pursuant to Sections 5205.5 and 21655.9.

22 ~~SEC. 2. Section 22511.5 of the Vehicle Code is repealed.~~

23 *SEC. 4. Section 22511.5 of the Vehicle Code is amended to*  
24 *read:*

25 22511.5. (a) (1) A disabled person or disabled veteran  
26 displaying special license plates issued under Section 5007 or a  
27 distinguishing placard issued under Section 22511.55 or 22511.59  
28 is allowed to park for unlimited periods in any of the following  
29 zones:

30 (A) In any restricted zone described in paragraph (5) of  
31 subdivision (a) of Section 21458 or on streets upon which  
32 preferential parking privileges and height limits have been given  
33 pursuant to Section 22507.

34 (B) In any parking zone that is restricted as to the length of time  
35 parking is permitted as indicated by a sign erected pursuant to a  
36 local ordinance.

37 (2) A disabled person or disabled veteran is allowed to park in  
38 any metered parking space without being required to pay parking  
39 meter fees.

(3) This subdivision does not apply to a zone for which state law or ordinance absolutely prohibits stopping, parking, or standing of all vehicles, or which the law or ordinance reserves for special types of vehicles, or to the parking of a vehicle that is involved in the operation of a street vending business.

(b) A disabled person or disabled veteran is allowed to park a motor vehicle displaying a special disabled person license plate or placard issued by a foreign jurisdiction with the same parking privileges authorized in this code for any motor vehicle displaying a special license plate or a distinguishing placard issued by the Department of Motor Vehicles.

*(c) This section shall remain in effect only until January 1, 2018, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2018, deletes or extends that date.*

~~SEC. 3.~~

SEC. 5. Section 22511.5 is added to the Vehicle Code, to read:

22511.5. (a) (1) A disabled person or disabled veteran displaying special license plates issued under Section 5007 or a distinguishing placard issued under Section 22511.55 or 22511.59 is allowed to park in any restricted zone described in paragraph (5) of subdivision (a) of Section 21458 or on streets upon which preferential parking privileges and height limits have been given pursuant to Section 22507.

(2) This subdivision does not apply to a zone for which state law or ordinance absolutely prohibits stopping, parking, or standing of all vehicles, or which the law or ordinance reserves for special types of vehicles, or to the parking of a vehicle that is involved in the operation of a street vending business.

(b) A disabled person or disabled veteran is allowed to park a motor vehicle displaying a special disabled person license plate or placard issued by a foreign jurisdiction with the same parking privileges authorized in this code for any motor vehicle displaying a special license plate or a distinguishing placard issued by the Department of Motor Vehicles.

*(c) This section shall become operative on January 1, 2018.*

~~SEC. 4.~~

SEC. 6. Section 22511.55 of the Vehicle Code is amended to read:

22511.55. (a) (1) A disabled person or disabled veteran may apply to the department for the issuance of a distinguishing placard.

The placard may be used in lieu of the special license plate or plates issued under Section 5007 for parking purposes described in Section 22511.5 when (A) suspended from the rearview mirror, (B) if there is no rearview mirror, when displayed on the dashboard of a vehicle, or (C) inserted in a clip designated for a distinguishing placard and installed by the manufacturer on the driver's side of the front window. It is the intent of the Legislature to encourage the use of distinguishing placards because they provide law enforcement officers with a more readily recognizable symbol for distinguishing vehicles qualified for the parking privilege. The placard shall be the size, shape, and color determined by the department and shall bear the International Symbol of Access adopted pursuant to Section 3 of Public Law 100-641, commonly known as the "wheelchair symbol." The department shall incorporate instructions for the lawful use of a placard, ~~instructions for affixing placard and, commencing January 1, 2018, for the display of a free-parking-sticker sticker, emblem, or other indicia of free-parking status~~ issued pursuant to Section 22511.551, and a summary of the penalties for the unlawful use of a ~~placard, placard or free-parking status~~, into the identification card issued to the placard owner.

(2) (A) The department may establish procedures for the issuance and renewal of the placards. The procedures shall include, but are not limited to, advising an applicant in writing on the application for a placard of the procedure to apply for a special license plate or plates, as described in Section 5007, and the fee exemptions established pursuant to Section 9105 and in subdivision (a) of Section 10783 of the Revenue and Taxation Code. The placards shall have a fixed expiration date of June 30 every two years. A portion of the placard shall be printed in a contrasting color that shall be changed every two years. The size and color of this contrasting portion of the placard shall be large and distinctive enough to be readily identifiable by a law enforcement officer in a passing vehicle.

(B) As used in this section, "year" means the period between the inclusive dates of July 1 through June 30.

(C) Prior to the end of each year, ~~the department shall,~~ department, for the most current three years available, shall compare its record of disability placards issued against the records of the Office of Vital Records of the State Department of Public

1 Health, or its successor, and withhold any renewal notices that  
2 otherwise would have been sent for a placardholder identified as  
3 deceased.

4 (3) Except as provided in paragraph (4), a person shall not be  
5 eligible for more than one placard at a time.

6 (4) Organizations and agencies involved in the transportation  
7 of disabled persons or disabled veterans may apply for a placard  
8 for each vehicle used for the purpose of transporting disabled  
9 persons or disabled veterans.

10 (b) (1) Except as provided in paragraph (4), prior to issuing an  
11 original distinguishing placard to a disabled person or disabled  
12 veteran, the department shall require the submission of a certificate,  
13 in accordance with paragraph (2), signed by the physician and  
14 surgeon, or to the extent that it does not cause a reduction in the  
15 receipt of federal aid highway funds, by a nurse practitioner,  
16 certified nurse midwife, or physician assistant, substantiating the  
17 disability, unless the applicant's disability is readily observable  
18 and uncontested. The disability of a person who has lost, or has  
19 lost use of, one or more lower extremities or one hand, for a  
20 disabled veteran, or both hands, for a disabled person, or who has  
21 significant limitation in the use of lower extremities, may also be  
22 certified by a licensed chiropractor. The blindness of an applicant  
23 shall be certified by a licensed physician and surgeon who  
24 specializes in diseases of the eye or a licensed optometrist. The  
25 physician and surgeon, nurse practitioner, certified nurse midwife,  
26 physician assistant, chiropractor, or optometrist certifying the  
27 qualifying disability shall provide a full description of the illness  
28 or disability on the form submitted to the department.

29 (2) The physician and surgeon, nurse practitioner, certified nurse  
30 midwife, physician assistant, chiropractor, or optometrist who  
31 signs a certificate submitted under this subdivision shall retain  
32 information sufficient to substantiate that certificate and, upon  
33 request of the department, shall make that information available  
34 for inspection by the Medical Board of California or the appropriate  
35 regulatory board.

36 (3) The department shall maintain in its records all information  
37 on an applicant's certification of permanent disability and shall  
38 make that information available to eligible law enforcement or  
39 parking control agencies upon a request pursuant to Section  
40 22511.58.

(4) For a disabled veteran, the department shall accept, in lieu of the certificate described in paragraph (1), a certificate from the United States Department of Veterans Affairs that certifies that the applicant is a disabled veteran as described in Section 295.7.

(c) A person who is issued a distinguishing placard pursuant to subdivision (a) may apply to the department for a substitute placard without recertification of eligibility, if that placard is lost or stolen.

(d) The distinguishing placard shall be returned to the department not later than 60 days after the death of the disabled person or disabled veteran to whom the placard was issued.

(e) The department shall print on any distinguishing placard issued on or after January 1, 2005, the maximum penalty that may be imposed for a violation of Section 4461. For purposes of this subdivision, the “maximum penalty” is the amount derived from adding all of the following:

(1) The maximum fine that may be imposed under Section 4461.

(2) The penalty required to be imposed under Section 70372 of the Government Code.

(3) The penalty required to be levied under Section 76000 of the Government Code.

(4) The penalty required to be levied under Section 1464 of the Penal Code.

(5) The surcharge required to be levied under Section 1465.7 of the Penal Code.

(6) The penalty authorized to be imposed under Section 4461.3.

~~SEC. 5:~~

~~SEC. 7.~~ Section 22511.551 is added to the Vehicle Code, to read:

22511.551. (a) (1) Notwithstanding any other law, *commencing January 1, 2018*, a disabled person or disabled veteran who has been issued a distinguishing placard under Section 22511.55 or 22511.59 and who meets the criteria specified in subdivision (b) may apply, pursuant to this section, for ~~a free-parking sticker, which shall be yellow in color and shall be affixed to a placard issued pursuant to Section 22511.55 or 22511.59.~~ *status. An application for free-parking status granted under this section shall be signed by the applicant under penalty of perjury.*

(A) *Free-parking status granted pursuant to this section shall be indicated by affixing a sticker or emblem to the placard issued*

1 pursuant to Section 22511.55 or 22511.59, or by another indicia  
2 of free-parking status as determined by the department.

3 (B) Commencing January 1, 2017, the department shall begin  
4 notifying all holders of a placard issued pursuant to Section  
5 22511.55 or 22511.59 of the availability of free-parking status  
6 pursuant to this section and the related changes to the disabled  
7 persons parking program operative January 1, 2018. Notification  
8 pursuant to this subparagraph shall be completed no later than  
9 January 1, 2018.

10 (2) ~~The owner of a sticker that is properly affixed to a placard~~  
11 (A) A person granted free-parking status under this section may  
12 park in any metered parking space without being required to pay  
13 parking fees and for an unlimited period of time. For purposes of  
14 this section, “metered parking space” includes a parking space  
15 regulated by a parking meter designated for an individual parking  
16 space and a parking payment center designated for one or more  
17 parking spaces.

18 (B) A person granted free-parking status under this section may  
19 park in any parking zone that is restricted as to the length of time  
20 parking is permitted as indicated by a sign erected pursuant to a  
21 local ordinance.

22 (3) The department may establish procedures for the issuance  
23 ~~and renewal of the stickers: of a free-parking sticker, emblem, or~~  
24 ~~other indicia of free-parking status.~~ The procedures shall include,  
25 but are not limited to, advising an applicant in writing on the  
26 application for ~~a sticker~~ free-parking status of the procedure to  
27 apply for a special license plate or plates, as described in Section  
28 5007. ~~The stickers shall have a fixed expiration date of June 30~~  
29 ~~every four years. A free-parking sticker, emblem, or other indicia~~  
30 ~~of free-parking status shall expire according to the same schedule~~  
31 ~~as the underlying distinguishing placard.~~

32 (b) (1) An applicant for ~~a free-parking sticker~~ free-parking  
33 status under this section shall provide certification pursuant to  
34 subdivision (c) that the applicant is unable to perform one or more  
35 of the following activities:

36 (1)

37 (A) Manage, manipulate, or insert ~~coins~~, coins or cards, or obtain  
38 tickets or tokens at parking meters or parking payment centers,  
39 due to the lack of fine motor control of both hands. a physical  
40 disability.

1     ~~(2)~~

2     (B) Reach above his or her head to a height of 42 inches from  
3 the ground due to a lack of finger, hand, or upper extremity strength  
4 or mobility.

5     ~~(3)~~

6     (C) Approach a parking meter due to his or her use of a  
7 ~~wheelchair or other device; wheelchair, walker, or other mobility~~  
8 ~~device, or if his or her medical provider determines that the~~  
9 ~~disability would make it unsafe for the individual to let go of the~~  
10 ~~mobility device to operate a meter or payment center.~~

11    ~~(4)~~

12    (D) Walk more than 20 feet due to an orthopedic, neurological,  
13 cardiovascular, or lung condition in which the degree of debilitation  
14 is so severe that it almost completely impedes the ability to walk.

15    (2) *Except as provided in paragraph (3), a person shall not be*  
16 *eligible for more than one free-parking sticker, emblem, or other*  
17 *indicia of free-parking status at a time.*

18    (3) *Organizations and agencies involved in the transportation*  
19 *of disabled persons or disabled veterans may apply for free-parking*  
20 *status for each vehicle used for the purpose of transporting eligible*  
21 *disabled persons or disabled veterans.*

22    (c) (1) ~~Prior to issuing an original sticker to a disabled person~~  
23 ~~or disabled veteran, Except as provided in paragraph (4), prior~~  
24 ~~to issuance or renewal of a free-parking sticker, emblem, or other~~  
25 ~~indicia of free-parking status, the department shall require the~~  
26 ~~submission of a certificate, in accordance with paragraph (2),~~  
27 ~~signed by the physician and surgeon, or to the extent that it does~~  
28 ~~not cause a reduction in the receipt of federal aid highway funds,~~  
29 ~~by a nurse practitioner, certified nurse midwife, or physician~~  
30 ~~assistant, substantiating the disability, unless the applicant's~~  
31 ~~disability is readily observable and uncontested. disability. The~~  
32 ~~disability of a person who has lost, or has lost use of, one or more~~  
33 ~~lower extremities or one hand, for a disabled veteran, or both~~  
34 ~~hands, for a disabled person, or who has significant limitation in~~  
35 ~~the use of lower extremities, may also be certified by a licensed~~  
36 ~~chiropractor. The blindness of an applicant shall be certified by~~  
37 ~~a licensed physician and surgeon who specializes in diseases of~~  
38 ~~the eye or a licensed optometrist. The physician and surgeon, nurse~~  
39 ~~practitioner, certified nurse midwife, physician assistant,~~  
40 ~~chiropractor, or optometrist certifying the qualifying disability~~

1 shall provide a full description of the qualifying condition on the  
2 form submitted to the department.

3 (2) The physician and surgeon, nurse practitioner, certified nurse  
4 midwife, physician assistant, chiropractor, or optometrist who  
5 signs a certificate submitted under this subdivision shall retain  
6 information sufficient to substantiate that certificate and, upon  
7 request of the department, shall make that information available  
8 for inspection by the Medical Board of California or the appropriate  
9 regulatory board.

10 (3) A person who is issued a ~~sticker~~ *free-parking sticker,*  
11 *emblem, or other indicia of free-parking status* pursuant to  
12 subdivision (a) may apply to the department for a substitute ~~sticker~~  
13 *sticker, emblem, or other indicia of free-parking status* without  
14 recertification of eligibility, if that ~~sticker~~ *sticker, emblem, or other*  
15 *indicia of free-parking status* is lost or stolen.

16 ~~(d) The department may establish a fee for issuance of a sticker~~  
17 ~~pursuant to this section, which shall not exceed the reasonable~~  
18 ~~costs of implementing the sticker program.~~

19 (4) *An individual whose disability is readily observable and*  
20 *uncontested shall not be required to recertify his or her disability*  
21 *pursuant to this subdivision.*

22 ~~(e)~~  
23 (d) Notwithstanding any other law, the maximum fine that may  
24 be imposed under Section 4461 constitutes the maximum penalty  
25 that may be imposed for a violation of Section 4461 based on the  
26 misuse of a ~~sticker~~ *free-parking sticker, emblem, or other indicia*  
27 *of free-parking status* issued under this section.

28 SEC. 8. *Section 22511.6 of the Vehicle Code is amended to*  
29 *read:*

30 22511.6. (a) The Department of Motor Vehicles may cancel  
31 or revoke a distinguishing placard issued pursuant to Section  
32 22511.55 or 22511.59 ~~in any of the following events:~~ *and,*  
33 *commencing January 1, 2018, free-parking status granted pursuant*  
34 *to Section 22511.551, under any of the following circumstances:*

35 (1) ~~When~~ *If* the department is satisfied that the placard *or*  
36 *free-parking status* was fraudulently obtained or erroneously issued.

37 (2) ~~When~~ *If* the department determines that the required fee has  
38 not been paid and the fee is not paid upon reasonable notice and  
39 demand.

1 (3) ~~When~~ *If the placard or free-parking status could have been*  
2 *refused when last issued or renewed.*

3 (4) ~~When~~ *If the department determines that the owner holder*  
4 *of the placard or free-parking status has committed any offense*  
5 *described in Section 4461 or 4463, involving the placard or*  
6 *free-parking sticker, emblem, or other indicia of free-parking status*  
7 *to be canceled or revoked.*

8 (5) ~~When~~ *If the department determines that the owner holder*  
9 *of the placard or free-parking status is deceased.*

10 (b) ~~Whenever the Department of Motor Vehicles~~ *If the*  
11 *department cancels or revokes a distinguishing placard, the owner*  
12 *holder or person in possession of the placard shall immediately*  
13 *return the placard to the department.*

14 (c) *If the department cancels or revokes free-parking status*  
15 *granted pursuant to Section 22511.551, the holder or person in*  
16 *possession shall immediately return to the department any sticker,*  
17 *emblem, or other indicia of that status.*

18 ~~SEC. 6.~~

19 SEC. 9. No reimbursement is required by this act pursuant to  
20 Section 6 of Article XIII B of the California Constitution because  
21 the only costs that may be incurred by a local agency or school  
22 district will be incurred because this act creates a new crime or  
23 infraction, eliminates a crime or infraction, or changes the penalty  
24 for a crime or infraction, within the meaning of Section 17556 of  
25 the Government Code, or changes the definition of a crime within  
26 the meaning of Section 6 of Article XIII B of the California  
27 Constitution.